

STATE OF MICHIGAN  
IN THE SUPREME COURT

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**PEOPLE OF THE STATE OF MICHIGAN,**  
*Plaintiff-Appellee,*

vs

MSC No. 126956

**CLEVELAND WILLIAMS,**  
*Defendant-Appellant,*

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Court of Appeals No. 239662  
Lower Court No. 01-7419

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**PLAINTIFF-APPELLEE'S RESPONSE TO  
DEFENDANT-APPELLANT'S REPLY BRIEF**

**KYM L. WORTHY**  
*Wayne County Prosecuting Attorney*

**TIMOTHY A. BAUGHMAN**  
*Chief of Research, Training, and Appeals*

**JEFFREY CAMINSKY (P27258)**  
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*NOW COME* the People, by and through **KYM L. WORTHY**, *Prosecuting Attorney*, **TIMOTHY A. BAUGHMAN**, *Chief, Research Training, & Appeals*, and **JEFFREY CAMINSKY**, *Principal Attorney, Appeals*, and in response to Defendant-Appellant's Reply Brief on the Application, state as follows:

1. On March 11, 2005, this Court directed the clerk to schedule the matter for oral argument on the application, and invited supplemental briefs from the parties.
2. On May 10, 2005, the People served their supplemental brief on Defendant; on or about June 1, 2005, Defendant filed a brief in reply, which Counsel received on June 6, 2005.
3. As the Brief has been filed well in advance of argument, the People have no basis to object Defendant's motion to extend time and, as a matter of professional courtesy, would likely offer no objection in any event.

4. In the body of the Reply Brief, Defendant makes mention of additional documentary materials, which were not introduced into the record during the course of the proceedings below, and asks this Court to permit the expansion of the record to include the documents appended to the Reply Brief.

5. The People have no objection to Defendant's request and, in fact, are willing to stipulate to the accuracy and contents of the materials contained in Defendant's various appendices.

6. However, as counsel for the People was unaware of the existence of these materials, and was relying upon the existing record when composing his Supplemental Brief, it now appears that some aspects of the People's Counterstatement of Facts are inaccurate; accordingly, the People wish to incorporate the following portions of Defendant's Reply Brief into their Counterstatement of Facts: the complete text of Defendant's Argument from Page 1, beginning with the line "On May 15, 2000..." and ending on Page 4 with the sentence: "The signed return receipt lists the date of delivery as July 16, 2001."

7. Counsel will address any ensuing minor changes to the People's argument during oral argument.

***RELIEF***

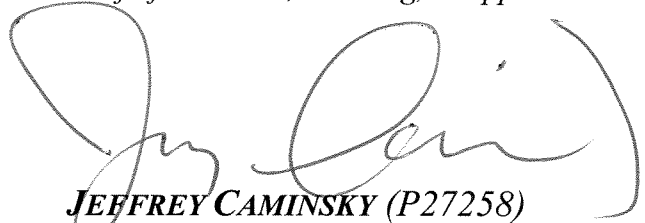
***WHEREFORE***, this Court should affirm the trial court's order reinstating charges against Defendant, and remand the cause for trial.

***KYM L. WORTHY***

*Wayne County Prosecuting Attorney*

***TIMOTHY A. BAUGHMAN***

*Chief of Research, Training, & Appeals*

A large, stylized handwritten signature in black ink, appearing to read 'Jeff Caminsky', is positioned above the printed name and title of Jeffrey Caminsky.

***JEFFREY CAMINSKY (P27258)***

*Principal Attorney, Appeals*

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Dated: June 7, 2005

JC/js

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